

ORDINANCE NO. _____

1 WHEREAS, The City of Lincoln, desires to lease property in its Platte River
2 wellfield, generally located near Ashland Nebraska, to AT&T Corp. and Touch America,
3 Inc. (hereinafter "AT&T") for placement of a conduit and fiber optic lines; and

4 WHEREAS, the City of Lincoln, as Lessor, and AT&T, Lessee, are agreeable to
5 entering into an agreement for a term of no less than 15 years with possible renewal
6 options; and

7 WHEREAS, the application being proposed would not interfere with the Lincoln
8 Water System activities or needs.

9 NOW, THEREFORE, BE IT ORDAINED by the City Council of the City of
10 Lincoln, Nebraska:

11 Section 1. Pursuant to Article VII Section 3 of the Charter of the City of
12 Lincoln, Nebraska, the Mayor is hereby authorized to enter into an agreement between
13 the City of Lincoln, Nebraska, as Lessor, and AT&T, as Lessee, for a period not to
14 exceed fifteen years, upon the terms and conditions as provided in the attached
15 Agreement, which is hereby accepted and approved and the Mayor is authorized to
16 execute the same on behalf of the City.

17 Section 2. The City Clerk is directed to transmit one fully executed copy of
18 said Agreement to Glenda Fisher with Power Engineers Inc., Representative for AT&T
19 Corp. and Touch America, Inc, 3900 South Wadsworth Boulevard, Suite 700,
20 Lakewood, CO 80235.

Section 3. That this ordinance shall take effect and be in force from and after its passage and publication according to law.

Introduced by:

Approved as to Form and Legality:

City Attorney

Staff Review Completed:

Administrative Assistant